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**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA**

In re:

MP Reorganization,

Debtor.

Case No. 22-14422-nmc

Chapter 11

Hearing Date: March 19, 2024

Hearing Time: 9:30 a.m.

**DECLARATION OF STEVEN T. GUBNER IN SUPPORT OF BG LAW LLP'S MOTION
TO WITHDRAW AS COUNSEL FOR RYAN DREXLER**

I, Steven T. Gubner, declare as follows:

1. I am an attorney duly licensed to practice law in the state of Nevada and before the United States Bankruptcy Court for the District of Nevada. I am the managing partner of BG Law LLP ("BG"), counsel of record for Ryan Drexler ("Drexler"), creditor of chapter 11 debtor MP Reorganization *fka* Musclepharm Corporation. The facts set forth herein are based upon my personal knowledge, and, if called as a witness, I could and would testify competently thereto.

2. I make this declaration in support of *BG Law LLP's Motion to Withdraw as Counsel for Ryan Drexler* (the "Motion") filed concurrently herewith. All initial capitalized terms used herein but not otherwise defined shall have the same meaning as ascribed to them in the Motion.

3. There has been a breakdown of the attorney-client relationship between BG and Drexler causing BG to be unable to effectively communicate with Drexler. While I do not believe

1 the precise nature of the breakdown can be described without potentially violating the attorney-client
2 privilege or breaching client confidentiality, I am prepared to respond to any questions the Court
3 may have *in camera*, if necessary, subject to the limits imposed by case law.

4 4. I believe that the breakdown in communication between BG and Drexler it has made
5 it unreasonably difficult for BG to carry out its employment effectively, and it is good cause for the
6 Court to authorize BG's withdrawal. Additionally, despite repeated requests to bring his account
7 current, Drexler has failed to do so. As such, continued representation of Drexler will cause an
8 unreasonable financial burden on BG. Because of the current circumstances, it is no longer feasible
9 for BG to continue to represent Drexler in the Bankruptcy Case or Adversary Proceeding.

10 5. I have taken reasonable steps to protect Drexler's interests by informing Drexler of
11 BG's intent to withdraw as counsel in the Bankruptcy Case and Adversary Proceeding. I informed
12 Drexler of his need to retain new counsel and of BG's willingness to facilitate the transfer of
13 Drexler's case file to new counsel. However, as of the date of filing the Motion, Drexler has not
14 identified new counsel. BG will continue to file pleadings on Drexler's behalf and BG will continue
15 to represent Drexler at any hearings in the Bankruptcy Case and Adversary Proceeding until an order
16 is entered by the Court authorizing the withdrawal of BG as counsel.

17 6. Accordingly, I do not believe that BG's withdrawal will have a material adverse
18 effect on Drexler's interests.

19 I declare under penalty of perjury under the laws of the United States of America that the
20 foregoing is true and correct.

21 Executed this 16th day of February 2024, at Las Vegas, Nevada.

22
23
24 
Steven T. Gubner

CERTIFICATE OF SERVICE

On February 16, 2024, I served the following document(s) (specify):

**DECLARATION OF STEVEN T. GUBNER IN SUPPORT OF BG LAW LLP'S MOTION TO
WITHDRAW AS COUNSEL FOR RYAN DREXLER**

I served the above-named document(s) by the following means to the persons as listed below:

☒ ECF System (You must attach the "Notice of Electronic Filing", or list all persons and addresses and attach additional paper if necessary)

SEE ATTACHED

☒ United States mail, postage fully prepaid (List persons and addresses.)

Ryan Drexler
24604 Malibu Road
Malibu, CA 90265

☐ Personal Service (List persons and addresses.)
I personally delivered the document(s) to the persons at these addresses:

☐ By direct email (as opposed to through the ECF System)
(List persons and email addresses.)
I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ By fax transmission (List persons and fax numbers.)
I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

☐ By messenger (List persons and addresses.)
I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service. (A declaration by the messenger must be attached to this Certificate of Service).

I declare under penalty of perjury that the foregoing is true and correct.

Signed on: February 16, 2024

/s/ Abbie Au
Abbie Au

I served the above-named document(s) by the following means to the persons as listed below:

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